

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA

CHARLESTON DIVISION

IN RE: ETHICON, INC.,  
PELVIC REPAIR SYSTEMS  
PRODUCTS LIABILITY LITIGATION

MDL 2327

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THIS DOCUMENT RELATES TO THE  
CASE IN EXHIBIT A ATTACHED HERETO

**INACTIVE DOCKET ORDER**

The Court has been advised by counsel that in the case listed on the attached Exhibit A, the plaintiff and Ethicon, Inc.<sup>1</sup> ("Ethicon") have agreed to a settlement model with regard to Ethicon. The Court, therefore, finds it unnecessary to conduct further proceedings or to keep this case on the active docket. Accordingly, the Court **ORDERS** as follows:

1. All discovery deadlines are continued until further order of the Court.
2. That the Clerk place the case(s) listed on the attached Exhibit(s) on the pending inactive docket.
3. Plaintiff and Ethicon may submit an agreed order of dismissal with prejudice on or before August 31, 2018; if settlements are not finalized and dismissal orders are not submitted by August 31, 2018 then the Court will have a hearing to determine the appropriate action pertaining to any remaining cases on the inactive docket.

Counsel for plaintiff and defendant(s) are directed to provide quarterly reports as to their progress in dismissing cases on the inactive docket. The Court is aware that counsel have agreed

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<sup>1</sup> Ethicon, Inc. includes any incorrect or incomplete spellings of this Defendant, and any Ethicon, Inc. entities.

to a settlement model for a group of cases and claims, including the case on Exhibit A. The Court will reinstate the case on the attached Exhibit A to the active docket if one of the parties, on motion, shows good cause for such reinstatement. Good cause includes, but is not limited to, a plaintiff's refusal or inability to consummate settlement. Such motion must be accompanied by an affidavit from plaintiff explaining such refusal or inability.

The Court **DIRECTS** the Clerk to file a copy of this order in MDL No. 2327 and in the case listed on the attached Exhibit A. The Clerk is further **DIRECTED** to send a copy of this Order to counsel of record and any unrepresented party. The Clerk is further **DIRECTED** to link this Order to the Proposed Inactive Docket Order filed at ECF No. \_\_\_\_.

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JOSEPH R. GOODWIN  
UNITED STATES DISTRICT COURT

## EXHIBIT A

CIVIL ACTION NUMBER (listed numerically in ascending order)	CASE NAME
2:13-cv-27097	Lunning v Ethicon, Inc. et al
2:13-cv-27099	Bohannon v Ethicon, Inc. et al
2:13-cv-27101	Carlson v Ethicon, Inc. et al
2:14-cv-13983	King v Ethicon, Inc. et al
2:14-cv-14035	Naleway v Ethicon, Inc. et al
2:14-cv-22639	Jones v Ethicon, Inc. et al
2:14-cv-22766	Lawrence v Ethicon, Inc. et al
2:14-cv-25742	Hunter v Ethicon, Inc. et al
2:14-cv-25752	Reeves v Ethicon, Inc. et al
2:14-cv-25753	Sacerio v Ethicon, Inc. et al
2:14-cv-31280	Jovanovitch v Ethicon, Inc. et al
2:15-cv-00204	Creecy v Ethicon, Inc. et al
2:15-cv-00205	Henao v Ethicon, Inc. et al
2:15-cv-00208	Matthews v Ethicon, Inc. et al
2:15-cv-05423	Keenan v Ethicon, Inc. et al
2:15-cv-05953	Guerino v Ethicon, Inc. et al
2:15-cv-05955	Norvell v Ethicon, Inc. et al
2:16-cv-07213	Avveduti v Ethicon, Inc. et al
2:16-cv-07228	Baker v Ethicon, Inc. et al
2:16-cv-07230	Burkhart v Ethicon, Inc. et al
2:16-cv-07231	Carpenter v Ethicon, Inc. et al
2:16-cv-07232	Carr v Ethicon, Inc. et al
2:16-cv-07577	Diepholz v Ethicon, Inc. et al
2:16-cv-07578	Eriksen v Ethicon, Inc. et al
2:16-cv-08220	Koepke v Ethicon, Inc. et al
2:16-cv-09087	Barnes v Ethicon, Inc. et al
2:16-cv-09125	Bekkum v Ethicon, Inc. et al
2:16-cv-09841	Epley v Ethicon, Inc. et al
2:16-cv-09842	Jackson v Ethicon, Inc. et al
2:16-cv-10627	Wintch v Ethicon, Inc. et al
2:16-cv-10630	Young v Ethicon, Inc. et al
2:16-cv-11129	Tripp v Ethicon, Inc. et al
2:16-cv-11178	Swartz v Ethicon, Inc. et al

2:17-cv-02020	Maas v Ethicon, Inc. et al
2:17-cv-02022	Mitchell v Ethicon, Inc. et al
2:17-cv-02023	Parker v Ethicon, Inc. et al
2:17-cv-02117	Bartleson v Ethicon, Inc. et al
2:17-cv-02118	Brace v Ethicon, Inc. et al
2:17-cv-02119	Burlage v Ethicon, Inc. et al
2:17-cv-02120	Carlson v Ethicon, Inc. et al
2:17-cv-02122	Cartwright v Ethicon, Inc. et al
2:17-cv-02123	Crouchett v Ethicon, Inc. et al
2:17-cv-02125	Ehrhardt v Ethicon, Inc. et al
2:17-cv-02131	Frasca-Pond v Ethicon, Inc. et al
2:17-cv-02132	Castleberry v Ethicon, Inc. et al
2:17-cv-02133	Doucette v Ethicon, Inc. et al
2:17-cv-02134	Echols v Ethicon, Inc. et al
2:17-cv-02135	Foltz v Ethicon, Inc. et al
2:17-cv-02136	Frascht v Ethicon, Inc. et al